JAP15 Rec'd PCT/PTO 03 JUL 2006 A

Attorney Docket No. 59006.8001.US01

.. I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

JUL 0 3 2006

By: Manikowski

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: NEIL RIDEOUT

APPLICATION No.:

10/534,370

FILED:

MAY 9, 2005

FOR:

MULTICAST VIDEOCONFERENCING

EXAMINER:

UNKNOWN

ART UNIT:

UNKNOWN

CONF. NO: 2924

ATTORNEY DOCKET No.:

59006-8001.US01

# <u>Transmittal of Petition to Revive Unintentionally</u> <u>Abandoned Application Under 37 C.F.R. § 1.137(b)</u>

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 69/12/2006 SHASHEIR 00000001 502207 10534370

81 FC:2617

65.00 DA

Sir:

## 1. <u>Transmitted herewith are the following:</u>

- Petition to Revive Unintentionally Abandoned Application;
- ☐ Check in the amount of \$3,025.00; and
- □ Return Postcard.

## 2. Conditional Petition for Extension of Time:

Applicant petitions for an Extension of Time, <u>if necessary</u>, for timely submission of this transmittal and enclosures.

Menalegal Staff Ans

1

## . 3. Provisional Fee Authorization

Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

Respectfully submitted, Perkins Coie LLP

Brian R. Coleman

Registration No. 39,145

Date: June 28, 2006

**Correspondence Address:** 

Customer No. 22918
Perkins Coie LLP
P.O. Box 2168
Menlo Park, California 94026
(650) 838-4300

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: June 28, 2006

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: NEIL RIDEOUT

**APPLICATION NO.:** 

10/534,370

FILED:

MAY 9, 2005

For:

**MULTICAST VIDEOCONFERENCING** 

EXAMINER:

Unknown

**ART UNIT:** 

Unknown

CONF. NO:

2924

ATTORNEY DOCKET NO.: 59006-8001.US01

Petition to Revive Unintentionally Abandoned Application under 37 C.F.R. § 1.137(b)

Mail Stop Petition Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

1. The applicants hereby petition for revival of the above-identified application, which apparently became abandoned pursuant to the Notice of Abandonment mailed on February 28, 2006, for failure to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)) of the priority date of the international application (PCT/US2003/036349)...

#### 2. Fee Under 37 C.F.R. § 1.137(b)(2)

Ø Enclosed is a check in the amount of \$3,025.00 covering the fee of \$750.00 for Petition to Revive Unintentionally Abandoned Application under 37 C.F.R. § 1.17(m) and \$2,275.00 for the unpaid U.S. Basic National Fee.

 $\boxtimes$ Applicants claim Small Entity status. 07/10/2006 GFREY1 00000109 10534370

01 FC:2453

750.00 OP

02 FC:1206

2275.00 OP

3. Statement Under 37 C.F.R. § 1.137(b)(3)

> The full U.S. Basic National Fee was not paid within 30 months of the priority date of the PCT because the applicant erroneously checked the incorrect box on the Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. § 371. The applicant incorrectly checked box "a" in the last portion of the form indicating the deposit account was not to be charged. The applicant intended to check

1 BY061780.012

box "c" and have the full U.S. Basic National Fee be charged automatically to deposit account no. 50-2207. The error was not discovered because payment of the fee was entered into the applicant's docketing system as being paid in full. Applicant was unaware of this error until receipt of the Notice of Abandonment on March 8, 2006. There was a further delay in response because the Basic National Fee was erroneously entered into the applicant's docketing system as paid. Therefore, the abandonment of this application was unintentional.

## 4. Terminal Disclaimer under 37 C.F.R. § 1.137(b)(4) and (c)

Since this application was filed on or after June 8, 1995, no terminal disclaimer is required.

### 6. <u>Additional Fees</u>

Please charge any underpayment in fees for timely consideration of this Petition to Deposit Account No. 50-2207.

Respectfully submitted, Perkins Coie LLP

Date: June 28, 2006

Brian R. Coleman Registration No. 39,145

#### **Correspondence Address:**

Customer No. 22918
Perkins Coie LLP
P.O. Box 2168
Menlo Park, California 94026
(650) 838-4300